

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JANUARY 26, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, AND ROBERT L. PROUD, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL JOINED SESSION SHORTLY THEREAFTER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 7:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...
 CONTRACT FOR PROFESSIONAL SERVICES WITH MICHAEL
 SCHUSTER ASSOCIATES, INC. DBA MSA FOR ARCHITECTURAL
 AND ACOUSTICAL CONSULTING SERVICES AS IT RELATES TO
 THE CLERMONT COUNTY JUVENILE DETENTION CENTER...09-
 0113-001...TABLED

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications, and Security, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Michael Schuster Associates, Inc., dba MSA, 316 West Fourth Street, Cincinnati, Ohio 45202 for the provision of architectural and acoustical consulting services as it relates to the Clermont County Juvenile Detention Center located at 2340 Clermont Center Drive, Batavia, Ohio 45103, consisting of site review, existing conditions analysis and preliminary design options as outlined therein, for a total contract amount not to exceed \$9,500.00, with said services to be completed within 90 consecutive calendar days upon issuance of a written Notice to Proceed from the Office of Technology, Communications and Security, pursuant to the terms and conditions set forth therein and contingent upon the issuance of a correct Certificate of Insurance therefore.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBERS
 12-09 THROUGH 14-09/RESOLUTIONS CERTIFYING DELINQUENT
 UTILITY CHARGES TO THE CLERMONT COUNTY AUDITOR FOR
 PLACEMENT ON THE REAL PROPERTY TAX LIST AND
 DUPLICATE...ADOPTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Clermont County Sewer District, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Numbers **12-09 through 14-09** to certify delinquent utility charges to the Clermont County Auditor for placement on the real property tax list and duplicate of the County of Clermont, Ohio, as a lien against the property served by such connection as identified in Exhibits A, attached thereto and made a part thereof, pursuant to Sections 6103.02 and 6117.02 of the Ohio Revised Code, as outlined below:

Delinquent Utility	Total Amount
Sewer Charges Resolution Number 12-09 DC# 09-0115-010	\$4,338.77
Water Charges Resolution Number 13-09 DC# 09-0115-011	\$3,443.49
Miscellaneous Utility Charges Resolution Number 14-09 DC# 09-0115-012	\$1,125.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY SEWER DISTRICT...DATAMATIC PURCHASE, LICENSE AND MAINTENANCE AGREEMENT WITH DATAMATIC, LTD. FOR THE PROVISION OF SYSTEM SUPPORT AND EQUIPMENT MAINTENANCE OF THE DATAMATIC ROADRUNNER HANDHELD COMPUTERS AND CRADLES FOR SAME...09-0115-009...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Clermont County Sewer District, with the concurrence of David L. Spinney, County Administrator, to execute a Datamatic Purchase, License and Maintenance Agreement by and between the County of Clermont, Ohio, and Datamatic, Ltd., 3600 K Avenue, Plano, Texas 75074 for the provision of system support and equipment maintenance of the Datamatic Roadrunner Handheld Computers and Cradles for the Clermont County Sewer District, at a cost not to exceed \$3,171.45, effective 02/01/09 through 01/31/10, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...2008 SUMMARY REPORT OF FORCE ACCOUNT PROJECTS PURSUANT TO SECTION 5543.19 OF THE OHIO REVISED CODE...08-0229-002...ACCEPTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the 2008 Summary Report of Force Account Projects submitted by the Office of the County Engineer, which authorized the County Engineer to employ labor, purchase materials, and proceed by force account in the maintenance, repair, construction, and reconstruction of roads, bridges, and culverts in Clermont County, Ohio, during Calendar Year 2008, pursuant to Resolution Number 37-08 adopted by the Board of County Commissioners on 03/11/08 and in compliance with Section 5543.19 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 15-09/ RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO EMPLOY LABOR, PURCHASE MATERIALS AND PROCEED BY FORCE ACCOUNT IN THE MAINTENANCE, REPAIR, CONSTRUCTION AND RECONSTRUCTION OF ROADS, BRIDGES AND CULVERTS IN CLERMONT COUNTY, OHIO...08-1205-004...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **15-09** authorizing the County Engineer to employ labor, purchase materials and proceed by force account in the maintenance, repair, construction, and reconstruction of roads, bridges and culverts in Clermont County, Ohio, during Fiscal Year 2009, with the County Engineer to submit the estimates of cost before proceeding with each project to the Board of County Commissioners using the force account

assessment form developed by the Auditor of State, pursuant to and in compliance with Section 117.16 and 5543.19 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...EAGLES POINT AT THE OASIS
SUBDIVISION/MIAMI TOWNSHIP...RELEASE OF COMBINED
PERFORMANCE-MAINTENANCE BONDS AND ACCEPTANCE OF
STREETS INTO THE MIAMI TOWNSHIP PUBLIC ROAD
SYSTEM...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of Combined Performance-Maintenance Bonds, previously converted to the maintenance bond phase, for the following subdivision within Miami Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Miami Township Public Road System:

Subdivision	Maintenance Bond	Street/Length (miles)
Eagles Pointe at the Oasis Subdivision Section 1 Miami Township DC# 02-1101-002	\$13,000.00	Mashie Woods Drive (0.236) Surlyn Court (0.092) Stableford Drive (0.186)
Eagles Pointe at the Oasis Subdivision Section Two Miami Township DC# 05-0314-001	\$15,000.00	Sandy Shores Drive (0.46) Mashie Woods Drive (0.04)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...THE WOODS AT MIAMI TRAILS
SUBDIVISION/SECTION 12/MIAMI TOWNSHIP...RELEASE OF
COMBINED PERFORMANCE-MAINTENANCE BOND FOR SAME AND
ACCEPTANCE OF STREET INTO THE MIAMI TOWNSHIP PUBLIC
ROAD SYSTEM...03-0820-004...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of the Combined Performance-Maintenance Bond in the amounts as outlined below for the following subdivision located within Miami Township, and to accept the street situated therein in the length stated as a public road for placement into the Miami Township Public Road System:

Subdivision	Performance/Maintenance Bond	Streets/Length (miles)
The Woods at Miami Trails Subdivision Section 12 Miami Township DC# 03-0820-004	\$8,000.00/\$8,000.00	Glenlaurel Court (0.076)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...REQUEST TO EXTEND THE COMPLETION DATE FOR THE TEMPORARY DETOUR TO THROUGH TRAFFIC ON STUMPY LANE IN GOSHEN TOWNSHIP...08-1030-004...APPROVED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to extend the completion date for the temporary detour to through traffic on Stumpy Lane in Goshen Township, previously approved by the Board on 11/05/08 and amended on 12/17/08, **from Saturday, 01/31/09, to Monday, 02/16/09, between 7 A.M. and 6 P.M. Local Time**, for a sanitary sewer main extension, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY AUDITOR...SOFTWARE SUBSCRIPTION SERVICE AGREEMENT WITH KVS INFORMATION SYSTEMS, INC. FOR SAME...09-0115-007...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Linda L. Fraley, County Auditor, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Software Subscription Service Agreement by and between the County of Clermont, Ohio, and KVS Information Systems, Inc., 821 Maple Road, Williamsville, New York 14221-3299 for software subscription support services as outlined therein, for a total cost not to exceed \$23,109.00, effective 01/01/09 through 12/31/09, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...SUB-GRANT AWARD AGREEMENT WITH THE OHIO DEPARTMENT OF PUBLIC SAFETY, OFFICE OF CRIMINAL JUSTICE SERVICES RELATIVE TO THE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM ENTITLED INTENSIVE TREATMENT PROGRAM FOR SAME...08-0620-001...RATIFIED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the

Sub-Grant Award Agreement and all documents relative thereto with the Ohio Department of Public Safety, Office of Criminal Justice Services (OCJS), P.O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 for funding through the Justice Assistance Grant (JAG) Program for Grant Number 2008-JG-C01-6276 entitled Intensive Treatment Program in the amount of \$33,158.40, with a required local match in the amount of \$11,052.80 to be provided by the Clermont County Mental Health and Recovery Board, for a total program budget of \$44,211.20, for the period of 01/01/09 through 12/31/09, for and on behalf of the Clermont County Court of Common Pleas/Adult Probation Department as the designated agency for the administration and implementation thereof, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...SATISFACTION OF MORTGAGES RELATIVE TO THE SEPTIC SYSTEM REHABILITATION FINANCING PROGRAM...09-0114-003...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Thomas L. Blust, Chief Assistant Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute Satisfaction of Mortgages, certifying that the mortgages as dated have been paid, satisfied, and authorized for release for the following properties as it relates to the Septic System Rehabilitation Financing Program, in concert with the Ohio Department of Development Small Cities Community Development Block Grant, as outlined below:

Name/Address	Parcel Number	Recorded/Dated
Mark A. and Brenda L. Tucker 2209 Wilshire Circle Goshen, Ohio 45122	30-44-13.-081.	Mortgage Volume 1716 Pages 1300-1302 Dated 11/13/03
William C. and Janice L. Walker 2822 Woodruff Road Bethel, Ohio 45106	32-30-20G-057.	Mortgage Volume 1712 Pages 2601-2603 Dated 11/05/03

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RE-APPOINTMENT OF COUNTY APIARY INSPECTOR FOR THE COUNTY OF CLERMONT, OHIO, FOR FISCAL YEAR 2009...05-0103-003...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to re-appoint Jeff Harris, 210 South George Road, Clarksville, Ohio 45113 to serve as the County Apiary Inspector for the County of Clermont, Ohio, for Fiscal Year 2009, and to establish the rate of compensation at \$15.00 per hour, with reimbursement for mileage at the maximum current rate established by the Internal Revenue Service in accordance with the current Travel Policy adopted by the Board of County Commissioners and pursuant to Section 909.07 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF
REPRESENTATIVES TO SERVE ON THE FOLLOWING COMMITTEE
AND/OR COUNCIL DURING CALENDAR YEAR 2009...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to designate the following individuals to serve on the following committee and/or council as outlined below during Calendar Year 2009:

Appointee	Board/Committee
Larry Cadwallader (Board of Health Member) Greg Neisen (Financial Institution) R. Scott Croswell, III (Board of County Commissioners) DC# 08-0116-004	Septic System Rehabilitation Financing Committee
Edwin H. Humphrey Scot Lahrmer Andrew Kuchta DC# 09-0116-003	Tax Incentive Review Council (TIRC)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF EDWIN
H. HUMPHREY, A MEMBER OF THE BOARD OF COUNTY
COMMISSIONERS, TO SERVE AS CHAIRPERSON ON THE
CLERMONT COUNTY RECORDS COMMISSION FOR CALENDAR
YEAR 2009...09-0116-002...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to designate Edwin H. Humphrey, a member of the Board of County Commissioners, to serve as chairperson on the Clermont County Records Commission for Calendar Year 2009, pursuant to and in compliance with Section 149.38 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF
ROBERT L. PROUD TO SERVE ON THE INVESTMENT ADVISORY
COMMITTEE FOR CALENDAR YEAR 2009...09-0116-
001...DESIGNATED**

LET THE RECORD SHOW: Recommendation of Commissioner Edwin H. Humphrey to designate Commissioner Robert L. Proud to serve on the Investment Advisory Committee for Calendar Year 2009, pursuant to Section 135.34 of the Ohio Revised Code.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **01/26/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 7:17 P.M.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 01/26/09